

September 13, 2010

The Common Council met as the Water Utility Board at 7:00 p.m. on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and members Askren, Fuelling, Hoehn, and Curtis attending. Board member Higgins was not present. Others attending were Attorney Higgins; Supt. Gray; Chief Waters; Tom Hogan – Johnson Controls; Charley Lawrence; Judy Whitten; Nancy Sexton; Dave Wiginton; Larry Williams; John Taylor – Ex. Dir. Posey County Economic Development Partnership; Sara Manifold – Mount Vernon Democrat; Pam Robinson – Posey County News; and arriving during the meeting Comm. Maynard.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive their reading and to approve the minutes as presented. Board member Curtis moved the reading of the minutes be waived and they be approved as presented. Seconded by Board member Askren.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Mayor Tucker requested action on the claims presented.

Board member Askren moved the claims presented be allowed for payment. Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

*****CLAIMS*****

Mayor Tucker stated they will now hear the report of the Water Chairwoman.

Chairwoman Askren stated she has no report.

Supt. Gray stated the Mulberry Tower is finally filled and back in service, as of last Thursday. He added they had a line break in Country Club and a boil order was issued just in that area. He stated that next Wednesday they will again have to cut that service for a culvert replacement that the Street Department is working on. He added the new line will be put in below the culvert and service should only be interrupted for about four hours.

Board member Fuelling asked if they will be going some boring ?

Supt. Gray replied no, they will be trenching. He then stated 1211 Harrison and 508 E Sherman share a combined water service, they are both rentals, and the landlord is requesting a line separation. He then stated since they are not new homes and there is no new service, he does not feel they should be charged a tap fee. He added they have done this in the past but he wanted Board approval before he proceeded.

Board agreed to the line separation and no tap fee.

Mayor Tucker asked if there were any questions ?

Board member Fuelling stated he “beautified” the Mulberry Water Tower site last week with some plants, flowers, etc. He added Sheila Stewart has volunteered to water the plants, weed the bed, etc.

Mayor Tucker asked if there were any other questions ?

There were none.

Comm. Maynard arrived at the meeting.

Mayor Tucker asked if the Clerk-Treasurer had any Communications for the Board ?
Clerk-Treasurer Sitzman replied not at this time.

Mayor Tucker asked if there were any Legals for consideration ?
Attorney Higgins replied she has none.

Mayor Tucker asked if anyone in the Audience wished to address the Board ?
There was no response.

Mayor Tucker asked if there was any Old Business ?
There was none.

Mayor Tucker asked if there was any New Business ?
There was none.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn.
Board member Askren moved the meeting be adjourned. Seconded by Board member Fuelling.
Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously and adjourned the meeting.

John Tucker
Mayor

ATTEST:

Cristi L. Sitzman
Clerk-Treasurer

The Common Council met immediately following the Water Utility Board on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and members Askren, Fuelling, Hoehn, and Curtis attending. Councilwoman Higgins was not present. Others attending were Attorney Higgins; Supt. Gray; Chief Waters; Tom Hogan – Johnson Controls; Charley Lawrence; Judy Whitten; Nancy Sexton; Dave Wiginton; Larry Williams; John Taylor – Ex. Dir. Posey County Economic Development Partnership; Sara Manifold – Mount Vernon Democrat; Pam Robinson – Posey County News; Comm. Maynard; and arriving during the meeting, Supt. Givens and Chief Beloit.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive their reading and to approve the minutes as presented. Councilwoman Hoehn moved the reading of the minutes be waived and they be approved as presented. Seconded by Councilman Curtis.
Mayor Tucker asked if there was any discussion ?
There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Mayor Tucker stated they will now hear the reports of the Standing Committees.

Street & Light Chairman Fuelling questioned if Rudolph was back in town ?

Supt. Givens arrived at the meeting.

Comm. Maynard replied they will be coming down tomorrow, they had been rain delayed last week.

Mayor Tucker asked if there were any questions ?

There were none.

Police & Dog Chairwoman Hoehn stated she has no report.

Chief Beloat was not present.

Mayor Tucker asked if there were any questions ?

There were none.

Fire Chairman Curtis stated he has no report.

Chief Waters stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Sewer Chairwoman Higgins was not present.

Chief Beloat arrived at the meeting.

Supt. Givens reported Rudolph sent him a quote to pave Carlton Lane – approximately \$4,100.00. He added since they are already down with their equipment paving for the Street Department, it will be a little cheaper. He hates to wait until next Board of Works meeting for approval, as it could be more expensive if they have to leave and come back.

Attorney Higgins stated there are emergency provisions for things like this but this body can not give the approval.

Supt. Givens stated he will get in touch with the Board members.

Mayor Tucker asked if there were any questions ?

There were none.

Mayor Tucker stated they have the Financial Report and any questions could be directed to Clerk-Treasurer Sitzman.

Mayor Tucker asked if the Clerk-Treasurer had any Communications for the Council ?

Clerk-Treasurer Sitzman replied not at this time.

Mayor Tucker stated they are now ready for the Legal portion of the Agenda.

Attorney Higgins stated the first item is a Public Hearing on the Ordinance Establishing Appropriations and Tax Rates for the Year Ending December 31, 2011.

Mayor Tucker stated they will now open the Public Hearing and asked if there were any comments ?

There were none.

Mayor Tucker stated they will now close the Public Hearing.

Attorney Higgins stated the ordinance is now up for 2nd reading.

Councilwoman Hoehn moved the ordinance pass second reading. Seconded by Councilwoman Askren.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – yes; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – absent.

Mayor Tucker stated the ordinance passed second reading unanimously.

Attorney Higgins stated the next item is another Public Hearing, this one on the Ordinance of Additional Appropriations in the MVHF II Fund, which, per Comm. Maynard, will be used to pave Grant Street.

Mayor Tucker stated they will now open the Public Hearing and asked if there were any comments ?

Councilman Curtis stated the only comments he has heard have been positive.

Mayor Tucker stated they will now close the Public Hearing.

Attorney Higgins stated the ordinance is now up for second reading.

Councilman Curtis moved the ordinance pass on second reading. Seconded by Councilman Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – yes; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – absent.

Mayor Tucker stated the ordinance passed second reading unanimously.

Councilman Curtis moved the rules be suspended. Seconded by Councilwoman Hoehn.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – yes; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – absent.

Mayor Tucker stated the motion carried unanimously.

Councilman Curtis moved the ordinance pass final reading. Seconded by Councilman Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – yes; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – absent.

Mayor Tucker stated the motion carried unanimously.

Clerk-Treasurer Sitzman added it will be numbered 10-14.

Attorney Higgins stated the next item is the first reading of the Ordinance Establishing Salaries and Wages for Appointed Officers and Employees of the City of Mount Vernon for the year ending December 31, 2011.

Councilman Curtis moved the ordinance pass first reading. Seconded by Councilwoman Hoehn.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – yes; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – absent.

Mayor Tucker stated the ordinance passed first reading unanimously.

Attorney Higgins stated the final item is a Resolution Establishing the Imagination Station Fund. She reminded Council that the Library approached Park & Rec about taking over the maintenance of the

Imagination Station. She added they currently have some funds collected to help with the maintenance and this fund will be used to receipt those funds in and to pay for the upkeep and maintenance of the Imagination Station. She stated it is a non-reverting fund.

Councilman Fuelling moved the Resolution be approved. Seconded by Councilwoman Hoehn.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker requested a roll call vote.

Roll was called by the Clerk-Treasurer with Council voting as follows:

Askren – yes; Fuelling – yes; Hoehn – yes;

Curtis – yes; Higgins – absent.

Mayor Tucker stated the Resolution passed unanimously.

Clerk-Treasurer Sitzman added it will be numbered 10-15.

Attorney Higgins stated she has just given Council a draft ordinance concerning the regulation of skateboards, scooters, etc. She added this will be for discussion at their next meeting and with the work going on down at the riverfront, it is also a timely ordinance.

Mayor Tucker asked if anyone in the Audience wished to address the Council ?

Judy Whitten approached and stated she wishes Councilwoman Higgins were here as she is very grateful to her for all of her hard work the past several months, and especially the past two weeks in bringing the Moving Wall to town and the 3rd Annual River Days Festival. She added she also believes the community should thank her. She then read some thoughts she had concerning the Moving Wall and the River Days events. She then summarized by adding that Councilwoman Higgins, even today, received calls of folks complaining about the trash that was left behind after these events, the mess, etc. She stated there is always going to be a mess after such events, but it takes everyone working together to clean it up, and to put these types of events on. She added there were 92 booths at this year's River Days.

Councilman Curtis stated the committee should be commended for all of their hard work as he heard many, many positive comments. Unfortunately you can't please everyone all of the time. He added he spent quite a bit of time downtown this weekend and he thought River Days appeared to be a great family affair. The Council appreciates everything the committee did and they are very happy with the results.

Councilman Fuelling asked that folks remember that the area where there was some trash is an area that has still not been well defined. He added it is kind of stuck in limbo between the city being responsible for it, and Park & Rec taking it over.

Councilwoman Hoehn added these types of events bring community spirit and camaraderie. The city has to have these kinds of events and yes, there are always going to be some downfalls. She did state however, some business owners were surprised that the streets were closed down in front of their businesses, and it is very disheartening to hear negative comments after so much hard work. She then stated Comm. Maynard, Chief Beloit, and their departments did an excellent job and she really appreciates it.

Larry Williams approached and added being in the grocery business for many years, he also gets lots of complaints, but in this case, they need to look at the overall picture. He stated he saw laughter and good times being had and he sees this as nothing but good for the community.

Mayor Tucker agreed and also agreed with all that Mrs. Whitten stated. He added that in 2008 and 2009 there were 34 such events held in the city and he feels the city is headed in the right direction. He stated he would like to have that many events in one season. He also commended Councilwoman Higgins and the committee for all of their hard work and he would like to thank everyone for their hard work and dedication.

Mayor Tucker asked if anyone else in the Audience wished to address the Council?

Dave Wiginton asked if there is a site on the internet for Mount Vernon ?

Mayor Tucker replied yes.

Mr. Wiginton stated he has never seen it and was going to start one himself for his own personal use. He then asked if it was restricted ?

Nancy Sexton replied no, and added she is on it almost daily.

Mr. Wiginton again stated that is nice, but he will start one himself.

Mayor Tucker asked if anyone else wished to address the Council ?

There was no response.

Mayor Tucker asked if there was any Old Business ?

There was none.

Mayor Tucker asked if there was any New Business ?

There was none.

Mayor Tucker stated they will now hear the reports of the Districts.

1st District Councilwoman Askren stated she has been receiving several phone calls about the city needing to take more action on cars in yards, abandoned cars, etc. She added she sees where Boonville has a code enforcement officer to do this, but in talking with Attorney Higgins she has learned the city's ordinance is stronger even than Boonville's.

Attorney Higgins stated the city's ordinance follows state statute and the city's fine are actually higher as well. She then stated everything for code enforcement is in place currently.

Councilman Askren asked if there could be a bigger bite in the city's fines ?

Attorney Higgins replied the city can be more stringent than the state.

Mayor Tucker added from 2008-2009, the city code enforcement officer addressed 168 abandoned vehicles.

2nd District Councilman Fuelling stated he has no report.

3rd District Councilwoman Hoehn stated she has no report.

4th District Councilman Curtis stated he has received complaints of truck traffic on Grant Street – vibrations and noise mainly. He stated it has been suggested they lower the speed limit to 20 mph through there but he feels that once it is re-paved it will help with both of those issues.

Councilman Fuelling stated he also agrees and added he spoke with that concerned citizen as well.

Councilwoman-at-Large Higgins was not present.

Mayor Tucker stated Phase I is complete, done early, and under budget. He added they have just recently signed a contract with Bernardin Lochmueller for the design of Phase II which is in progress currently.

He reminded everyone that no tax money will be spent on the project.

Councilman Fuelling added they have also had the pre-bid meeting on the silo demolition and all bidders showed up for that. The bid opening will be October 7.

Councilwoman Hoehn asked how long before the silos come down ?

Attorney Higgins replied after all of the legal review, etc. they should be down around 120 days after the bid has been awarded.

Councilman Fuelling added all contractors want them down before the end of the year.

Mayor Tucker continued by stating he is also working in getting a grant for a storm water project on the city's west side. After the silos are complete. He added it is a \$6.5M grant to deal with the remaining CSO's and an upgrade to the sewer plant. He has heard from pretty good authority that the city is on the short list for this grant – they are still in the running, which is good.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn.
Councilman Fuelling moved the meeting be adjourned. Seconded by Councilman Curtis.
Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the
vote, he reported the motion carried unanimously and adjourned the meeting.

John Tucker
Mayor

ATTEST:

Cristi L. Sitzman
Clerk-Treasurer